

**SOUTH CAROLINA DEPARTMENT OF LABOR, LICENSING & REGULATION
BEFORE THE PODIATRY BOARD**

In the Matter of:

J. DAVID STELLWAGEN, D.P.M.,

Podiatry License # 103,

Respondent.

(P-01-07) (P-98-03)

CONSENT ORDER OF REINSTATEMENT

WHEREAS, Respondent's license to practice Podiatry in South Carolina was temporarily suspended by an Order of Temporary Suspension, dated April 25, 2002; and

WHEREAS, Respondent underwent a psychiatric and medical evaluation at the Medical University of South Carolina as approved by the Board, which evaluation now has been completed; and

WHEREAS, Respondent has admitted failing to submit a surgical report to the Board as required by the Board's Final Order, dated December 24, 1999; and

WHEREAS, Respondent has advised the Board of his commitment to a life of sobriety and willingness to participate in the South Carolina Recovering Professionals Program to assure the Board of his continued compliance with that commitment and all other requirements of law pending a Final Order of the Board; and

WHEREAS, Respondent has petitioned the Board for reinstatement pending a final disposition and has indicated he would be willing to agree to reasonable conditions should his license be reinstated; and

WHEREAS, the Board believes that it is in the public interest to temporarily reinstate Respondent to the practice of Podiatry upon certain conditions as specified below.

THEREFORE, IT IS ORDERD THAT:

1. Respondent shall be reinstated to the practice of Podiatry pending a Final Order of the Board concerning allegations of professional misconduct, provided Respondent faithfully complies with the following terms and conditions which shall continue in effect until further Order of the Board.

- a. Respondent agrees to continue to participate in the S.C. Recovering Professionals Program and abide by the rules, requirements and recommendations of that program.
- b. Respondent shall not prescribe or possess in his place of practice Schedule II Controlled Substances. He may prescribe Schedule III-V Controlled Substances for office surgical out-patients. He may not prescribe for himself or family members.

- c. Respondent may issue hospital orders for Schedule II through Schedule V Controlled Substances for hospital surgical patients only.

2. If Respondent fails to abide by any of the aforementioned terms and conditions, or if it should be indicated from reliable reports submitted to the Board that Respondent is otherwise unable to practice with reasonable skill and safety to patients, the Respondent's license may be temporarily suspended pending further Order of the Board.

3. Respondent shall promptly advise this Board in writing of any changes in address, activities, hospital privileges, professional status, or compliance with this Consent Order of Reinstatement. Correspondence and copies of reports or notices shall be directed to:

LLR-Board of Podiatry Examiners
P.O. Box 11289
Columbia, SC 29211-1289

4. This Consent Order of Reinstatement does not satisfy, prejudice, or stay any disciplinary action currently pending before the Board or which may be filed in the future.

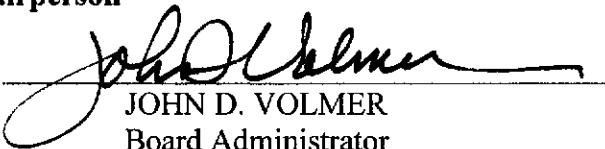
5. Pursuant to the South Carolina Freedom of Information Act, this Consent Order of Reinstatement is a public document.

AND IT IS SO ORDERED.

STATE BOARD OF PODIATRY EXAMINERS

CARLA B. GERSTENBERG, D.P.M.
Chairperson

By: _____


JOHN D. VOLMER
Board Administrator

Effective: June 10, 2002

I AGREE: _____


RESPONDENT

June 1, 6th, 2002


WITNESS

11/28/2005

June-6,, 2002